

Judge Robert J. Bryan

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff

v.

JESUS ENRIQUE PALOMERA,

Defendant.

NO. CR14-5394 RJB

~~PROPOSED~~

PROTECTIVE ORDER

This matter, having come to the Court's attention on the motion of the parties for entry of a discovery protective order, and the Court, having considered the motion, and being fully advised in this matter, hereby enters the following PROTECTIVE ORDER:

1. Protected Material.

Any material designated by the Government as Protected Material shall be subject to the terms of this Order.

The United States will make available copies of the Protected Material, including those filed under seal, to defense counsel to comply with the government's discovery obligations. Possession of copies of the Protected Material is limited to the attorneys of record, and investigators, paralegals, law clerks, experts and assistants for the attorneys of record (hereinafter collectively referred to as "members of the defense team"):

PROTECTIVE ORDER - 1
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UNITED STATES ATTORNEY
700 STEWART STREET, SUITE 5220
SEATTLE, WASHINGTON 98101
(206) 553-7970

1 The attorneys of record and members of the defense team may share and review
2 the Protected Material with the Defendant. The attorneys of record and members of the
3 defense team acknowledge that providing copies (in any form) of the Protected Material
4 to the Defendant and other persons is prohibited, and agree not to duplicate or provide
5 copies of the Protected Material to the Defendant and other persons. The exception to
6 this prohibition is the dissemination of electronic copies to officials of the Federal
7 Detention Center at SeaTac, Washington, for use in a controlled environment by
8 Defendant, who is currently in custody there. Any violation of these prohibitions
9 constitutes a violation of the Protective Order. Further, the attorneys of record are
10 required, prior to disseminating any copies of the Protected Materials to members of the
11 defense team, to provide a copy of this Protective Order to members of the defense team,
12 and obtain written consent by members of the defense team of their acknowledgment to
13 be bound by the terms and conditions of this Protective Order. The written consent need
14 not be disclosed or produced to the United States unless requested by the Assistant
15 United States Attorney and ordered by the Court. Nothing in this order should be
16 construed as imposing any discovery obligations on the government that are different
17 from those imposed by case law and Rule 16 of the Federal Rules of Criminal Procedure.

18 2. Filing

19 Any Protected Material that is filed with the Court in connection with pre-trial
20 motions, trial, or other matter before this Court, shall be filed under seal and shall remain
21 sealed until otherwise ordered by this Court. This does not entitle either party to seal
22 their filings as a matter of course. The parties are required to comply in all respects to the
23 relevant local and federal rules of criminal procedure pertaining to the sealing of court
24 documents.

25 3. Non-termination

26 The provisions of this Order shall not terminate at the conclusion of this
27 prosecution.
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